

By: Hegar

S.B. No. 1823

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the administration, powers, and duties of the Fort Bend  
3 Municipal Utility District No. 134.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 2.01(a), Chapter 1342, Acts of the 77th  
6 Legislature, Regular Session, 2001, is amended to read as follows:

7 (a) The district is governed by a board of five directors  
8 ~~[elected as provided by Section 2.04]~~.

9 SECTION 2. Section 3.015(a), Chapter 1342, Acts of the 77th  
10 Legislature, Regular Session, 2001, is amended to read as follows:

11 (a) To the extent authorized by Section 52, Article III,  
12 Texas Constitution, the district may construct, acquire, improve,  
13 maintain, or operate macadamized, graveled, or paved roads or  
14 turnpikes, or improvements in aid of those roads or turnpikes,  
15 including entrance and exit ramps to and from State Highway 99, also  
16 known as the Grand Parkway, inside the district.

17 SECTION 3. The heading to Section 7.03, Chapter 1342, Acts  
18 of the 77th Legislature, Regular Session, 2001, is amended to read  
19 as follows:

20 SECTION 7.03. LAW GOVERNING DIVIDED DISTRICT; APPOINTMENT  
21 AND ELECTION OF DIRECTORS.

22 SECTION 4. Sections 7.03(a) and (e), Chapter 1342, Acts of  
23 the 77th Legislature, Regular Session, 2001, are amended to read as  
24 follows:

1 (a) A district resulting from a division under this article  
2 is a separate district and is governed as a separate district. This  
3 chapter applies to any new district created by the division of the  
4 district, and a new district has all the powers and duties of the  
5 district.

6 (e) Members of a [A] successor to the board of directors of a  
7 district resulting from a division under this article shall be  
8 elected on the uniform election date in May of each even-numbered  
9 year [~~as provided by Section 2.04 of this Act~~].

10 SECTION 5. The following sections of Chapter 1342, Acts of  
11 the 77th Legislature, Regular Session, 2001, are repealed:

- 12 (1) Section 2.01(c);
- 13 (2) Section 2.04;
- 14 (3) Section 2.05(b);
- 15 (4) Section 2.10;
- 16 (5) Section 5.05; and
- 17 (6) Section 9.02.

18 SECTION 6. (a) The legal notice of the intention to  
19 introduce this Act, setting forth the general substance of this  
20 Act, has been published as provided by law, and the notice and a  
21 copy of this Act have been furnished to all persons, agencies,  
22 officials, or entities to which they are required to be furnished  
23 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
24 Government Code.

25 (b) The governor, one of the required recipients, has  
26 submitted the notice and Act to the Texas Commission on  
27 Environmental Quality.

1           (c) The Texas Commission on Environmental Quality has filed  
2 its recommendations relating to this Act with the governor, the  
3 lieutenant governor, and the speaker of the house of  
4 representatives within the required time.

5           (d) All requirements of the constitution and laws of this  
6 state and the rules and procedures of the legislature with respect  
7 to the notice, introduction, and passage of this Act are fulfilled  
8 and accomplished.

9           SECTION 7. A board of directors of a district created by the  
10 division of the Fort Bend County Municipal Utility District No. 134  
11 shall hold an election on the uniform election date in May 2014. At  
12 that election, all board member positions for which the terms  
13 expire in an odd-numbered year will be up for election. The board  
14 members elected for a district shall cast lots to determine or  
15 otherwise decide among themselves which two shall serve two-year  
16 terms and which three shall serve four-year terms to reestablish  
17 the staggering of terms required by Section 2.01(b), Chapter 1342,  
18 Acts of the 77th Legislature, Regular Session, 2001.

19           SECTION 8. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2013.